

6/18/12 1:05pm

SUM...ONS
(CITACION JUDICIAL)

NOTICE TO DEFENDANT: TYCO FIRE PRODUCTS, L.P., a
(AVISO AL DEMANDADO): Delaware corporation; and DOES 1
through 25, inclusive

YOU ARE BEING SUED BY PLAINTIFF: STATE FARM GENERAL
(LO ESTÁ DEMANDANDO EL DEMANDANTE): INSURANCE COMPANY,
an Illinois corporation

SUM-100FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. NOTE: The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case.

AVISO! Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en este corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. AVISO: Por ley, la corte tiene derecho a reclamar las cuotas y las costas exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es):

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ALAMEDA
24405 Amador Street
Hayward, CA 94544

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Blanca Quintero (SBN 196889) (619) 234-1700 (619) 2347-783

COZEN O'CONNOR
501 West Broadway, Suite 1610
San Diego, CA 92101

DATE:
(Fecha) JUN - 7 2012

Clerk, by _____, Deputy
(Secretario) _____, Adjunto

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)

(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).

NOTICE TO THE PERSON SERVED: You are served

1. as an individual defendant.
2. as the person sued under the fictitious name of (specify):
3. on behalf of (specify): **TYCO Fire Products, L.P., a Delaware Corporation**

under: CCP 416.10 (corporation)

CCP 416.20 (defunct corporation)

CCP 416.40 (association or partnership)

other (specify):

CCP 416.60 (minor)
 CCP 416.70 (conservatee)
 CCP 416.90 (authorized person)

4. by personal delivery on (date): **6-18-12**

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CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Blanca Quintero (SBN 196889) COZEN O'CONNOR 501 West Broadway, Suite 1610 San Diego, CA 92101 TELEPHONE NO.: 619-234-1700 FAX NO.: 619-234-7831		FOR COURT USE ONLY
ATTORNEY FOR (Name): Plaintiff State Farm General Insurance Company		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA STREET ADDRESS: 24405 Amador Street MAILING ADDRESS: CITY AND ZIP CODE: Hayward, CA 94544 BRANCH NAME: Hayward Hall of Justice		
CASE NAME: State Farm General Insurance Co. v. Tyco Fire Products, L.P., et al.		
CIVIL CASE COVER SHEET		Complex Case Designation
<input checked="" type="checkbox"/> Unlimited <input type="checkbox"/> Limited (Amount demanded exceeds \$25,000) (Amount demanded is \$25,000 or less)		<input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)
		CASE NUMBER: 10633767
		JUDGE DEPT.

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:		
Auto Tort <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (48)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41)
Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input checked="" type="checkbox"/> Other PI/PD/WD (23)	Real Property <input type="checkbox"/> Eminent domain/inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26)	Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20)
Non-PI/PD/WD (Other) Tort <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35)	Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38)	Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42)
Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)

2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

- a. Large number of separately represented parties
- b. Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
- c. Substantial amount of documentary evidence
- d. Large number of witnesses
- e. Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
- f. Substantial postjudgment judicial supervision

3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive

4. Number of causes of action (specify): One

5. This case is is not a class action suit.

6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: June 5, 2012

BLANCA QUINTERO, Esq.

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

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Short Title: State Farm General Insurance Company v. Tyco
Fire Products, L.P., et al. Case Number:

CIVIL CASE COVER SHEET ADDENDUM

THIS FORM IS REQUIRED IN ALL NEW UNLIMITED CIVIL CASE FILINGS IN THE
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

<input type="checkbox"/> Oakland, Rene C. Davidson Alameda County Courthouse (446)	<input checked="" type="checkbox"/> Hayward Hall of Justice (447) <input type="checkbox"/> Pleasanton, Gale-Schenone Hall of Justice (448)
Civil Case Cover Sheet Category	Civil Case Cover Sheet Case Type
Auto Tort	Auto tort (22)
Is this an uninsured motorist case? <input type="checkbox"/> yes <input type="checkbox"/> no	
Other PI /PD / WD Tort	Asbestos (04) Product liability (24) Medical malpractice (45) Other PI/PD/WD tort (23)
<input type="checkbox"/> 34 Auto tort (G) <input type="checkbox"/> 75 Asbestos (D) <input type="checkbox"/> 89 Product liability (not asbestos or toxic tort/environmental) (G) <input type="checkbox"/> 97 Medical malpractice (G) <input checked="" type="checkbox"/> 33 Other PI/PD/WD tort (G)	
Non - PI /PD / WD Tort	Bus tort / unfair bus. practice (07) Civil rights (08) Defamation (13) Fraud (16) Intellectual property (19) Professional negligence (25) Other non-PI/PD/WD tort (35)
<input type="checkbox"/> 79 Bus tort / unfair bus. practice (G) <input type="checkbox"/> 80 Civil rights (G) <input type="checkbox"/> 84 Defamation (G) <input type="checkbox"/> 24 Fraud (G) <input type="checkbox"/> 87 Intellectual property (G) <input type="checkbox"/> 59 Professional negligence - non-medical (G) <input type="checkbox"/> 03 Other non-PI/PD/WD tort (G)	
Employment	Wrongful termination (36) Other employment (15)
<input type="checkbox"/> 38 Wrongful termination (G) <input type="checkbox"/> 85 Other employment (G) <input type="checkbox"/> 53 Labor comm award confirmation <input type="checkbox"/> 54 Notice of appeal - L.C.A.	
Contract	Breach contract / Wnty (06) Collections (09) Insurance coverage (18) Other contract (37)
<input type="checkbox"/> 04 Breach contract / Wnty (G) <input type="checkbox"/> 81 Collections (G) <input type="checkbox"/> 86 Ins. coverage - non-complex (G) <input type="checkbox"/> 98 Other contract (G)	
Real Property	Eminent domain / Inv Cdm (14) Wrongful eviction (33) Other real property (26)
<input type="checkbox"/> 18 Eminent domain / Inv Cdm (G) <input type="checkbox"/> 17 Wrongful eviction (G) <input type="checkbox"/> 36 Other real property (G)	
Unlawful Detainer	Commercial (31) Residential (32) Drugs (38)
<input type="checkbox"/> 94 Unlawful Detainer - commercial <input type="checkbox"/> 47 Unlawful Detainer - residential <input type="checkbox"/> 21 Unlawful detainer - drugs	
Judicial Review	Asset forfeiture (05) Petition re: arbitration award (11) Writ of Mandate (02) Other judicial review (39)
<input type="checkbox"/> 41 Asset forfeiture <input type="checkbox"/> 62 Pet. re: arbitration award <input type="checkbox"/> 49 Writ of mandate Is this a CEQA action (Publ.Res.Code section 21000 et seq) <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> 64 Other judicial review	
Provisionally Complex	Antitrust / Trade regulation (03) Construction defect (10) Claims involving mass tort (40) Securities litigation (28) Toxic tort / Environmental (30) Ins covrg from cmplx case type (41)
<input type="checkbox"/> 77 Antitrust / Trade regulation <input type="checkbox"/> 82 Construction defect <input type="checkbox"/> 78 Claims involving mass tort <input type="checkbox"/> 91 Securities litigation <input type="checkbox"/> 93 Toxic tort / Environmental <input type="checkbox"/> 95 Ins covrg from complex case type	
Enforcement of Judgment	Enforcement of judgment (20)
<input type="checkbox"/> 19 Enforcement of judgment <input type="checkbox"/> 08 Confession of judgment	
Misc. Complaint	RICO (27) Partnership / Corp. governance (21) Other complaint (42)
<input type="checkbox"/> 90 RICO (G) <input type="checkbox"/> 88 Partnership / Corp. governance (G) <input type="checkbox"/> 68 All other complaints (G)	
Misc. Civil Petition	Other petition (43)
<input type="checkbox"/> 06 Change of name <input type="checkbox"/> 69 Other petition	

1 BLANCA QUINTERO
2 California Bar No. 196889
3 COZEN O'CONNOR
4 501 West Broadway, Suite 1610
5 San Diego, CA 92101
6 Telephone: 619.234.1700
7 Facsimile: 619.234.7831

8 Attorneys for Plaintiff
9 STATE FARM GENERAL INSURANCE COMPANY

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA

11 IN AND FOR THE COUNTY OF ALAMEDA

12 STATE FARM GENERAL INSURANCE
13 COMPANY, an Illinois corporation,

14 Plaintiff,

15 vs.
16 TYCO FIRE PRODUCTS, L.P., a Delaware
17 corporation; and DOES 1 through 25, inclusive,

18 Defendants.

19 Case No.: 12633767

20 } COMPLAINT FOR NEGLIGENCE

21 Plaintiff STATE FARM GENERAL INSURANCE COMPANY ("STATE FARM" and/or
22 "Plaintiff") is informed and believes and thereon alleges, against Defendant TYCO FIRE
23 PRODUCTS, L.P., a Delaware corporation ("TYCO" and/or "Defendant"), as follows:

24 1. This action arises from a water loss that occurred on or about December 13, 2009,
25 ("Subject Water Loss"), originating from the failure of a Tyco Fire Product L.P., brand fire
sprinklerhead system and/or its component parts ("Subject Sprinklers") at the property owned by
Plaintiff's Insured's, Gerald and Lili Hsu ("HSU" and/or "Insured"), located at 47861 Avalon
Height Terrace, Freemont, California, that caused damage to the real property and personal
property located therein ("Subject Property").

26 2. Plaintiff STATE FARM is, and at all times herein mentioned was, a corporation
27 duly authorized to transact and conduct business in the State of California as an insurance carrier.

1 3. Upon information and belief, Defendant TYCO is a Delaware corporation,
2 authorized to transact and conduct business in the State of California.

3 4. Plaintiff is ignorant of the true names and capacities of Defendants sued by this
4 Complaint as DOES 1 through 25, inclusive, and, therefore, Plaintiff sues Defendants by such
5 fictitious names. Plaintiff is informed and believes, and thereon alleges, that Defendants
6 designated as DOES 1 through 25, inclusive, are legally responsible in some manner for the
7 damages alleged. Plaintiff will amend this Complaint to allege the true names, capacities, and
8 liabilities of DOES 1 through 25, inclusive, when ascertained.

9 5. At all times herein mentioned Defendants, and each of them, were agents and/or
10 employees and/or servants and/or partners and/or alter egos of each remaining defendant and at all
11 times herein mentioned were acting as alter ego or within the purpose and scope of said agency,
12 partnership, employment and/or relationship with the consent, authorization, permission or
13 ratification of co-defendants, and each of them.

14 6. At all times herein mentioned, HSU was the owner of the Subject Property that was
15 damaged by the Subject Water Loss.

16 7. On or about December 13, 2009, the Subject Sprinklers failed and leaked a
17 significant amount of water resulting in serious damages to the Subject Property.

18 8. At the time of the Subject Water Loss, there was in effect an insurance policy issued
19 by Plaintiff STATE FARM by which Plaintiff insured HSU against loss and damage of the type
20 sustained in the Subject Water Loss.

21 9. Pursuant to the terms of the aforementioned policy and a claim for benefits
22 thereunder filed by the Insured, Plaintiff STATE FARM has paid to its Insured an amount of Two
23 Hundred Eighty One Thousand Eight Hundred Fifty Nine Dollars and Eighty Seven Cents
24 (\$281,859.87), an amount to be proven at trial. Plaintiff STATE FARM is legally and equitably
25 subrogated to the rights of its Insured in this lawsuit to the amount paid, and to be paid, for the
26 damages forming the basis of this action.

27 ///

28 ///

1 **FIRST CAUSE OF ACTION**

2 **Negligence Against Defendant TYCO FIRE PRODUCTS, L.P.,**
3 **and DOES 1 through 25, inclusive**

4 10. Plaintiff realleges and incorporates herein by reference Paragraphs 1 through 9,
5 inclusive, of this Complaint as though fully set forth at length.

6 11. At all times herein mentioned, Defendant TYCO, and DOES 1 through 25, and each
7 of them, were responsible, in whole or in part, for the manufacture, design, assembly, inspection,
8 testing, distribution and/or sale of the Subject Sprinklers and/or its component parts that were
9 involved in the Subject Water Loss.

10 12. At all times herein mentioned, Defendant TYCO and DOES 1 through 25, and each
11 of them, owed a duty to the Insured to use due and reasonable care and caution in the manufacture,
12 design, assembly, inspection, testing, distribution and/or sale of the Subject Sprinklers.

13 13. Defendant TYCO, and DOES 1 through 25, and each of them, breached the
14 aforementioned duty to use due and reasonable care and caution through one or more of the
15 following acts and/or omissions:

- 16 a) Carelessly and negligently manufactured the Subject Sprinklers so as to
17 allow water to leak and cause damage to the Subject Property and result in
18 the Subject Water Loss;
- 19 b) Carelessly and negligently designed the Subject Sprinklers so as to allow
20 water to leak and cause damage to the Subject Property and result in the
21 Subject Water Loss;
- 22 c) Carelessly and negligently inspected the Subject Sprinklers so as to allow
23 water to leak and cause damage to the Subject Property and result in the
24 Subject Water Loss;
- 25 d) Carelessly and negligently tested the Subject Sprinklers so as to allow water
26 to leak and cause damage to the Subject Property and result in the Subject
27 Water Loss;

28 ///

- 1 e) Carelessly and negligently distributed the Subject Sprinklers so as to allow
- 2 water to leak and cause damage to the Subject Property and result in the
- 3 Subject Water Loss;
- 4 f) Carelessly and negligently sold the Subject Sprinklers so as to allow water to
- 5 leak and cause damage to the Subject Property and result in the Subject
- 6 Water Loss; and
- 7 g) Were otherwise careless and negligent.

8 14. The above mentioned negligent acts and/or omissions by Defendants and each of
9 them, caused the Subject Water Loss and caused the damages in issue.

10 15. As a direct and proximate result of the above described acts and/or omissions by
11 Defendants and DOES 1 through 25, and each of them, Plaintiff has suffered damages in an
12 amount of Two Hundred Eighty One Thousand Eight Hundred Fifty Nine Dollars and Eighty
13 Seven Cents (\$281,859.87), an amount to be proven at trial.

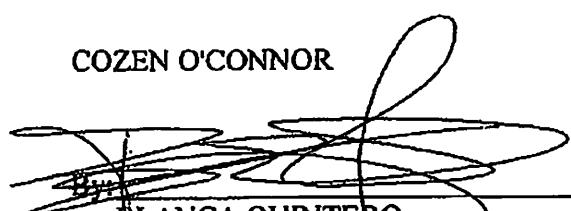
14 WHEREFORE, Plaintiff prays for judgment against all Defendants, as follows:

15 1. In the amount of actual, compensatory, incidental and other damages in an amount
16 of Two Hundred Eighty One Thousand Eight Hundred Fifty Nine Dollars and Eighty Seven Cents
17 (\$281,859.87), an amount to be proven at trial.

18 2. For costs of suit incurred herein;
19 3. For pre-judgment and post-judgment interest as permitted by law; and
20 4. For such other and further relief as the Court may deem just and proper.

21 DATED: June 5, 2012

COZEN O'CONNOR

24 
25 BLANCA QUINTERO
26 501 West Broadway, Suite 1610
27 San Diego, CA 92101
28 Telephone: 619.234.1700
 Attorneys for Plaintiff STATE FARM GENERAL
 INSURANCE COMPANY

SAN_DIEGO\698937\1 315077.000

Cozen O'Connor
 Attn: Quintero, Blanca
 501 West Broadway,
 Suite 1610
 San Diego, CA 92101

Superior Court of California, County of Alameda

State Farm General Insurance vs. TYCO Fire Products, L.P., a	Plaintiff/Petitioner(s) Defendant/Respondent(s) <small>(Abbreviated Title)</small>
	No. HG12633767 NOTICE OF CASE MANAGEMENT CONFERENCE AND ORDER Unlimited Jurisdiction

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD.

Notice is given that a Case Management Conference has been scheduled as follows:

Date: 11/01/2012	Department: 516	Judge: Brenda Harbin-Forte
Time: 02:30 PM	Location: Hayward Hall of Justice 3rd Floor 24405 Amador Street, Hayward CA 94544	Clerk: Nancy Rose Clerk telephone: (510) 690-2725 E-mail: Dept.516@alameda.courts.ca.gov Fax: (510) 267-1587
	Internet: http://www.alameda.courts.ca.gov	

ORDERS

1. You must:
 - a. Serve all named defendants and file proofs of service on those defendants with the court within 60 days of the filing of the complaint (CRC 3.110(b));
 - b. Give notice of this conference to any party not included in this notice and file proof of service;
 - c. Meet and confer, in person or by telephone, to consider each of the issues identified in CRC 3.724 no later than 30 calendar days before the date set for the Case Management Conference;
 - d. File and serve a completed Case Management Statement (use of Judicial Council Form CM-110 is mandatory) at least 15 days before the Case Management Conference (CRC 3.725)*
2. If you do not follow the orders above, you are hereby ordered to show cause why you should not be sanctioned under CRC 2.30. The hearing on the Order to Show Cause re: Sanctions will be at the same time as the Case Management Conference. Sanctions may include monetary sanctions and any other sanction permitted by law, including striking pleadings or dismissing the action.
3. You are further ordered to appear in person (or through your attorney of record) at the Case Management Conference noticed above. You must be thoroughly familiar with the case and fully authorized to proceed.
4. The Direct Calendar Judge will issue orders at the conclusion of the conference that should include:
 - a. Referring to ADR and setting an ADR completion date
 - b. Dismissing or severing claims or parties
 - c. Setting a trial date.

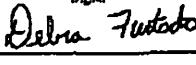
* Case Management Statements may be filed by E-delivery, by emailing them to the following address: EDelivery@alameda.courts.ca.gov. No fee is charged for this service. For further information, go to Direct Calendar Departments at <http://apps.alameda.courts.ca.gov/dnmainweb>.

† Telephonic appearances at Case Management Conferences may be available by contacting CourtCall, an independent vendor, at least 3 business days prior to the scheduled conference. Parties may make arrangements by calling 1-888-882-6878, or faxing a service request to 1-888-882-2946. This service is subject to charges by the vendor.

CLERK'S CERTIFICATE OF MAILING

I certify that the following is true and correct: I am the clerk of the above-named court and not a party to this cause. I served this Notice of Hearing by placing copies in envelopes addressed as shown herein and then by sealing and placing them for collection, stamping or metering with prepaid postage, and mailing on the date stated below, in the United States mail at Alameda County, California, following standard court practices.

Executed on 06/13/2012.

By 
 Debra Fustado
 Deputy Clerk

Superior Court of California, County of Alameda



Notice of Assignment of Judge for All Purposes

Case Number: HG12633767

Case Title: State Farm General Insurance VS TYCO Fire Products, L.P., a

Date of Filing: 06/07/2012

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Pursuant to Rule 3.734 of the California Rules of Court and Title 3 Chapter 2 of the Local Rules of the Superior Court of California, County of Alameda, this action is hereby assigned by the Presiding Judge for all purposes to:

Judge:	Brenda Harbin-Forte
Department:	516
Address:	Hayward Hall of Justice 24405 Amador Street Hayward CA 94544
Phone Number:	(510) 690-2725
Fax Number:	(510) 267-1587
Email Address:	Dept.516@alameda.courts.ca.gov

Under direct calendaring, this case is assigned to a single judge for all purposes including trial.

Please note: In this case, any challenge pursuant to Code of Civil Procedure section 170.6 must be exercised within the time period provided by law. (See Code Civ. Proc. §§ 170.6, subd. (a)(2) and 1013.)

NOTICE OF NONAVAILABILITY OF COURT REPORTERS: Effective June 4, 2012, the court will not provide a court reporter for civil law and motion hearings, any other hearing or trial in civil departments, or any afternoon hearing in Department 201 (probate). Parties may arrange and pay for the attendance of a certified shorthand reporter. In limited jurisdiction cases, parties may request electronic recording.

Amended Local Rule 3.95 states: "Except as otherwise required by law, in general civil case and probate departments, the services of an official court reporter are not normally available. For civil trials, each party must serve and file a statement before the trial date indicating whether the party requests the presence of an official court reporter."

IT IS THE DUTY OF EACH PLAINTIFF AND CROSS COMPLAINANT TO SERVE A COPY OF THIS NOTICE IN ACCORDANCE WITH LOCAL RULES.

General Procedures

Following assignment of a civil case to a specific department, all pleadings must be filed at the court facility where that department is located. The René C. Davidson Courthouse is the filing location for departments situated in the Alameda County Administration Building and the United States Post Office (see Local Rule, rule 1.9(f) effective as of 10/11/2011). All documents, with the exception of the original summons and the original civil complaint, shall have clearly typed on the face page of each document, under the case number, the following:

**ASSIGNED FOR ALL PURPOSES TO
JUDGE Brenda Harbin-Forte
DEPARTMENT 516**

All parties are expected to know and comply with the Local Rules of this Court, which are available on the Court's website at:

<http://www.alameda.courts.ca.gov/courts/rules/index.shtml> and with the California Rules of Court, which are available at www.courtinfo.ca.gov.

Parties must meet and confer to discuss the effective use of mediation or other alternative dispute processes (ADR) prior to the Initial Case Management Conference. The court encourages parties to file a "Stipulation to Attend ADR and Delay Initial Case Management Conference for 90 Days". Plaintiff received that form in the ADR information package at the time the complaint was filed. The court's Web site also contains this form and other ADR information. If the parties do not stipulate to attend ADR, the parties must be prepared to discuss referral to ADR at the Initial Case Management Conference.

You may schedule case management hearings, law & motion hearings and other calendar events with Dept. 516 by e-mail. The use of e-mail is not a substitute for filing pleadings or filing other documents. You must provide copies of all email communications to each party (or the party's attorney if the party is represented) at the same time that you send the e-mail to the Court and you must show that you have done so in your e-mail.

Courtesy copies of all moving, opposition and reply papers should be delivered directly to Dept. 516 at the Hayward Hall of Justice, 24405 Amador Street, Hayward.

Schedule for Department 516

The following scheduling information is subject to change at any time, without notice. Please contact the department at the phone number or email address noted above if you have questions.

- Trials generally are held: Monday through Thursday at 8:30 a.m.
- Case Management Conferences are held: Monday, Tuesday & Thursday at 2:30 p.m.
- Law and Motion matters are heard: Wednesday and Friday at 2:30 p.m.
- Settlement Conferences are heard: As scheduled by the Judge
- Ex Parte matters are heard: Wednesday and Friday at 2:30 p.m.
- Civil Readiness Hearings are heard: Fridays at 9:00 a.m.

Law and Motion Procedures

To obtain a hearing date for a Law and Motion or ex parte matter, parties must contact the department as follows:

- Motion Reservations

Email: Dept. 516@alameda.courts.ca.gov
Phone: (510) 690-2725

- Ex Parte Matters

Email: Dept. 516@alameda.courts.ca.gov
Phone: (510) 690-2725

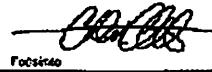
Tentative Rulings

The court may issue tentative rulings in accordance with the Local Rules. Tentative rulings will become the Court's order unless contested in accordance with the Local Rules.

Tentative rulings will be available at:

- Website: www.alameda.courts.ca.gov/domainweb, Calendar Information for Dept. 516
- Phone: 1-866-223-2244

Dated: 06/12/2012



Foster

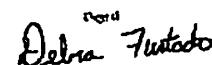
Presiding Judge,
Superior Court of California, County of Alameda

CLERK'S CERTIFICATE OF MAILING

I certify that the following is true and correct: I am the clerk of the above-named court and not a party to this cause. I served this Notice by placing copies in envelopes addressed as shown on the attached Notice of Initial Case Management Conference and then by sealing and placing them for collection, stamping or metering with prepaid postage, and mailing on the date stated below, in the United States mail at Alameda County, California, following standard court practices.

Executed on 06/13/2012

By


Foster

Deputy Clerk